



Council Agenda Report

To: Mayor Jennings and the Honorable Members of the City Council

Prepared by: Rick Morgan, Acting Public Works Director

Approved by: Katie Lichtig, City Manager

Date prepared: November 20, 2002 Meeting date: December 9, 2002

Subject: Design and Project Management Contract For Zumirez Drive
Realignment Project

RECOMMENDED ACTION: Authorize the City Manager to execute a professional services agreement with CBM Consulting, Inc. to prepare plans and specifications and project management services through construction of the Zumirez Drive Realignment Project.

FISCAL IMPACT: This project is funded by MTA 1999 Call For Projects funds in the amount of \$450,000 plus \$242,307 of Prop C funds for a total of \$692,307.

The CBM cost proposal* is as follows:

Design services	\$80,989
Construction Management	<u>\$83,440</u>
Total =	\$164,429

Construction Cost Estimate	<u>\$365,000</u>
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Total Project Cost Estimate	\$529,429
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*See detailed fee proposal as part of Attachment No. 1 – Professional Services Agreement.

DISCUSSION: This project proposes to reconstruct a portion of Zumirez Drive on the south side of Pacific Coast Highway such that it will align with Zumirez Drive on the north side of the highway. In the early '90s there had been a proposal by Caltrans for a traffic signal at this location. The signal was eventually abandoned because of the problems of this offset intersection. The Point Dume community expressed strong support for this realignment project at public meetings held with their homeowners association. The City Council approved the application for an MTA grant for this project in 1999. Following

award of the grant, in March, 2000, the City Council authorized the contract with CBM Consulting, Inc. for preliminary design and cost estimating services for this project. After CBM completed the estimating of total project costs it was discovered that there was a significant funding shortfall. The project was put on hold while staff investigated additional funding options. During the preliminary design stage, staff notified all affected property owners of the proposed project. A lawsuit was filed by the owner of the property which the new road alignment passes. The City Attorney successfully negotiated a settlement agreement in November, 2002, which acquired the necessary right-of-way for this project using General Funds. This has remedied the funding shortfall so that the project is ready to move forward. As part of this settlement agreement, the City is committed to completing this project within 18 months. Hence, the award of this contract is time sensitive. CBM has completed the preliminary work and is committed to assisting the City in meeting this deadline. Staff has reviewed the cost proposal and considers it to be reasonable and therefore recommends the award of this contract to CBM.

Note that the project cost estimate leaves \$162,878 of remaining grant funds. If the preliminary construction cost estimate proves to be correct, these remaining funds will be applied toward the cost of right-of-way acquisition.

STAFF FOLLOW-UP: Upon approval, the contract will be executed by the City Manager and design will begin.

ATTACHEMENT: Professional Services Agreement